IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE GOPALAKRISHNA TAMADA

Writ Petition No.26459 of 1997

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Dated: 09-07-2007

Between:

Nakka Ramana Reddy, s/o late N. Simhachalam.

... Petitioner

and

1. The Agent to the Government-cum-the District Collector, Visakhapatnam and 2 others.

... Respondents

ORDER:

Petitioner states that a provisional assignment assigning an extent of Acs.5-00 in Sy.No.13 situated at Tangudubilli village, Anantapuram Mandal, Visakhapatnam District was made in favour of him by the then Mandal Revenue Officer, Bhimili Mandal, in D.R.No.326/88. But, however, the respondent authorities have never finalized the same and

granted D-Form patta in favour of him. He further states that though he made several representations, as there was no response, he approached this Court and filed the present writ petition.

2. A counter affidavit is filed on behalf of second respondent – Mandal Revenue Officer stating that Tangudubilli village lies in Urban Agglomeration and the land in question cannot be assigned. It is further stated that thereafter proceedings have been initiated to cancel the said provisional assignment. It is also stated that by virtue of provisional assignment, petitioner cannot claim any rights whatsoever.

3. In the light of the said stand, particularly as the land in question lies in Urban Agglomeration, Visakhapatnam, and no assignment by way of
D-Form patta can be granted, this Court is of the view that the relief sought for in this writ petition cannot be granted.

4. Accordingly, the writ petition is dismissed. No costs.

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JUSTICE GOPALAKRISHNA TAMADA

Dt.09-07-2007
GLV